

TREATY STORY DENIED

President Authorizes Contradiction of the Report.

HAS NO IDEA OF EXCLUSION

Assistant Secretary Bacon, for the President, Makes Emphatic Disclaimers—Senator Cullom Knows Nothing About Treaty, Nor Does Mr. Adair—What Mr. Perkins Meant.

The positive statement made in The Washington Post yesterday and Thursday that the United States is not negotiating a new treaty with Japan, and that no such move is in contemplation, was officially confirmed yesterday.

At the direction of the President, Assistant Secretary of State Bacon announced, with all possible emphasis, that there is absolutely no truth in the stories about the alleged new convention. The President was not even paying the way for such a development.

Mr. Bacon said, after seeing the President, that Mr. Baughman asked him to deny the reports concerning a new treaty, and Mr. Bacon added that none was in contemplation by the President. He answered in the negative when asked if it was not likely that the agitation over the Japanese matter would result in such a treaty.

It is explained on behalf of Senator Perkins, on a statement made by him Thursday some of the stories regarding the new treaty were based, that he did not mean to give the impression that the President had said he was negotiating a treaty, or that he was negotiating one.

What the Senator meant to convey, it is stated, was that the President would find public sentiment so strongly in favor of the exclusion of Japanese laborers that, sooner or later, he would be impelled to move in the direction of a convention providing for such exclusion.

Senator Cullom, chairman of the Senate Committee on Foreign Relations, added his denial yesterday, saying he had already been asked. "There is absolutely nothing in it," was what he said when asked for an expression regarding the new treaty story. This was just after he had called at the State Department.

"I know absolutely nothing tending to confirm the report of any such treaty being negotiated," was the contribution to the many official denials made by Assistant Secretary of State Adair, who was said to have been entrusted with the work of preparing the convention.

TELLS OF JAPANESE LIFE.

Karnata Travelogue Interests Large House at Columbia.

Because of the persistent discussion of Japan in all quarters, the Karnata travelogue at the Columbia Theater yesterday afternoon, on the land of the Mikado, was of more than ordinary interest, and a well filled house greeted the lecturer, and his pictures of the Japanese soldiery were viewed attentively. This was not the most interesting feature of the lecture, however, which was profusely illustrated with both motion and colored pictures. With these he took his hearers through all parts of the beautiful country, showing the flower processions during the season of the pink cherry blossoms.

One of the thrilling pictures was that of a samurai ride through a wild and narrow rapid. All features of Japanese life, including the military, the police, and domestic customs, were portrayed, and the speaker painted a vivid word picture of life in the rising nation of the Orient.

SPENCER'S WILL IS FILED.

Widow Made Chief Beneficiary, and Children Get a Third.

Dated and executed in New York, July 27, 1905, the will of the late Samuel Spencer, president of the Southern Railway Company, was placed on file and admitted to probate yesterday.

The testator names his wife, Louisa Vivian Spencer, executrix, and in conjunction with her are named as executors the two sons, Henry Benning Spencer and Victor Spencer, and his son-in-law, James D. Layne, Jr.

Of the property, Mrs. Spencer, the widow, is to receive the household furniture, horses, carriages, and equipments. The widow is also to receive the residue of the estate, and the son-in-law, James D. Layne, Jr., is to receive the residue of the estate.

The remainder of the estate is divided into three equal parts; one-third to go to the wife of the testator, another third to be held in trust for her, she to receive all the profits accruing therefrom; the last third being bequeathed to the children in equal parts. In case of Mrs. Spencer's death, her third share of the estate is to be given in equal shares to the surviving children.

It is stated in the petition that Mr. Spencer left a personal estate exceeding the value of \$10,000. The estate is valued at \$10,000. The estate is valued at \$10,000. The estate is valued at \$10,000.

The will of Jane Koonitz, dated April 9, 1902, was placed on record for probate yesterday. Her personal property goes to her daughters, Catherine Walker Koonitz and Margaret Jane Koonitz, her sons, George Robert Koonitz, John W. Koonitz, and Thomas Lishner Koonitz. The premises at 200 Fourth street southwest are devised to the daughters, Margaret Jane Koonitz and Catherine Koonitz, "as long as they remain single." Property, house, and lot at 202 Fourth street southeast is to be sold and the debts of the estate paid.

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DAILY COURT RECORD.

United States Supreme Court.

Present: The Chief Justice, Mr. Justice Harlan, Mr. Justice Brewer, Mr. Justice White, Mr. Justice Peckham, Mr. Justice McKenna, Mr. Justice Holmes, and Mr. Justice Day.

William H. Dickson, of Denver, Colo.; Charles S. Burton, of Chicago, Ill.; and Benjamin Phillips, of Boston, Mass., were admitted to practice.

No. 120. Charles Zartarian, appellant, vs. George B. Billings, United States Commissioner. (Argued by Mr. Daniel B. Hughes for the appellant, and by Mr. Assistant Attorney General William H. Taft for the appellee.)

No. 121. Northern Lumber Company, appellant, vs. William O'Brien et al.; argued by Mr. C. N. Seabury for the appellant, and by Mr. J. N. Seabury for the appellees.

No. 122. A. B. Ball and et al., plaintiffs in error, vs. Charles W. Hunter et al.; argued by Mr. William M. Hamlin for the plaintiffs in error, and submitted by Mr. L. P. Berry for the defendants in error.

No. 123. William Armstrong, ancillary receiver, et al., appellants, vs. James A. Ashley et al.; argument commenced by Mr. George H. Lamar for the appellant.

Argued until Monday next at 12 o'clock. The day call for Monday, December 10, will be as follows: Nos. 122, 802, 810, 124, 130, 132, 133, 134, and 135.

DISTRICT COURTS.

Court of Appeals.

Present: The Chief Justice, Mr. Justice McComas, Mr. Justice Harlan, Mr. Justice White, Mr. Justice Peckham, Mr. Justice McKenna, Mr. Justice Holmes, and Mr. Justice Day.

John R. Wright, George Whitehead, and Robert J. Kennedy were admitted to practice.

No. 124. Bell vs. Central National Bank, et al.; argued by Mr. E. S. Easton for the appellant, and by Mr. E. S. Easton for the appellees.

No. 125. Howson vs. Mason; continued.

No. 126. American Security and Trust Company vs. District of Columbia; continued.

No. 127. Chum Trust Company vs. District of Columbia; continued.

No. 128. Davis vs. Davis; placed at foot of docket.

No. 129. District of Columbia vs. Dwyer; placed at foot of docket.

No. 130. Nicola vs. Gallows; continued.

No. 131. District of Columbia vs. Nicola; placed at foot of docket.

Patent Appeal No. 349. Gates vs. Knott; petition for writ of error to United States Supreme Court submitted by Mr. W. N. Cromwell, of counsel for appellant, in support of petition.

No. 132. Bell vs. Central National Bank, et al.; argument commenced by Mr. Edmund Burke for appellant, continued by Mr. E. C. Brandenberg for appellee, and concluded by Mr. Edmund Burke for appellant.

No. 133. Harter vs. Loffer; continued.

No. 134. Francis vs. Coleman et al.; argument commenced by Mr. J. Hamilton for appellant.

Patent Appeal No. 350. In re application of Alvin R. Welch; petition for rehearing denied.

No. 135. Bell vs. Central National Bank, et al.; on hearing. No. 136. Francis vs. Coleman. Appellant's attorneys, Hamilton, Colbert & Hamilton, appellee's attorneys, W. H. Sholes and Bates Warren.

Regular call.

No. 137. National Traction Company vs. Brown. Appellant's attorneys, R. R. Perry & Son and G. T. Dunlop; appellee's attorneys, E. E. Taylor and Irving Williamson.

No. 138. Bell vs. Central National Bank, et al.; on hearing. No. 139. Francis vs. Coleman. Appellant's attorneys, Hamilton, Colbert & Hamilton, appellee's attorneys, W. H. Sholes and Bates Warren.

Regular call.

No. 140. Francis vs. Coleman. Appellant's attorneys, Hamilton, Colbert & Hamilton, appellee's attorneys, W. H. Sholes and Bates Warren.

Regular call.

No. 141. Francis vs. Coleman. Appellant's attorneys, Hamilton, Colbert & Hamilton, appellee's attorneys, W. H. Sholes and Bates Warren.

Regular call.

No. 142. Francis vs. Coleman. Appellant's attorneys, Hamilton, Colbert & Hamilton, appellee's attorneys, W. H. Sholes and Bates Warren.

Regular call.

THE RED WINDOW.

By FERGUS HUME.

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CHAPTER XIII.—Continued.

by this fellow apparently to get into

the house. She described you exactly, but when I showed her your likeness she noticed that the mole on your chin was absent from the man who met her."

Bernard involuntarily put up his hand to touch the mole, which was rather conspicuous. "The man had not this mark," he asked.

"No. So the mole you used to curse at school, Bernard, may be the means of saving your life. I got a letter from the girl in which this fellow makes an appointment. Here it is."

Gore examined the letter thrown to him by Durham. "It's like my writing, but it isn't," he said, staring. "In Heaven's name, Mark, what does it all mean?"

"Conspiracy on the part of—"

"Julius Beryl," said Gore, breathlessly. "I am not prepared to say that, but certainly I am wondering who this fellow who copied even your handwriting and called himself by your name could be. Mrs. Gilly called on the errand I told you."

"Well? Well?"

"Don't be impatient, old chap. Well, she demanded more money, and she gave it as her reason for claiming it that your father—"

"Durham hesitated, wondering how to explain the matter. "Go on, please," said Gore. "I am on thorns."

"Do you want the truth?"

"Yes, I do. The whole truth."

"Will you promise to keep your temper?"

"Yes. I know I have a bad one, but—"

"Very good. Don't excuse yourself, Bernard. Well, Mrs. Gilly claimed to be the wife of your father, and she—"

Gore started to his feet in a paroxysm of rage. "The wife of my father," he repeated. "Why, my mother is dead."

"She said your mother was not the wife of your father, and she—"

"Oh! Bernard sprang to his feet with blazing eyes. "Mark!"

The lawyer rose. "Keep your temper. I didn't intend to tell you, knowing how you would receive the news."

"Does that woman dare to say that I am a—"

"Bernard, sit down," said Durham, and literally forced the impetuous boy back into his chair. "Behave like a civilized being. Your mother claims to be your father's first wife."

"But if she lives, and if that she says is true, my mother—oh—I could kill this woman!"

"Don't talk like this; remember what trouble you are now in, owing to your former rash words."

"Yes! Yes!" Bernard struck his forehead with his hand. "I didn't know she would not have kept silent so long. But I think she was deceived by a pretended marriage, and that Sir Simon, knowing this, helped her. I always wondered what was the bond between them. Now I know. Your father deceived the woman."

"We'll come to that presently. I examined Jane Riddan, who was courted

of gamblers, gave me the name, John Riddan, and she—"

Norris vs. Canadian Mining Company; motion for judgment overruled. Plaintiff's attorneys, Hope and Smith; defendant's attorney, C. E. Emig.

Cunningham vs. Boyer; motion for better bill of particulars denied. Plaintiff's attorney, J. M. Durall; defendant's attorney, C. E. Emig.

United States vs. J. Edward Phillips, grand jury indictment for ten years. Attorney, W. J. Lambert and W. E. Ambrose.

United States vs. Daniel Feller, housebreaking. Attorney, L. J. Costigan and F. E. Pratt.

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CHURCH SERVICES TO-MORROW

IN WASHINGTON AND ITS VICINITY.

Notices for these columns should reach The Herald office by 9 p. m. Friday.

EPISCOPAL.

ST. MARK'S, 34 and A sts. Rev. Dr. Derries, 8 a. m. and 8 p. m. Rev. Dr. Derries, 8 a. m. and 8 p. m.

ST. THOMAS'S, E. 4th and D sts. Rev. Dr. Derries, 8 a. m. and 8 p. m.

TRINITY CHURCH, 54 and C sts. Rev. Dr. Derries, 8 a. m. and 8 p. m.

ST. PAUL'S CHURCH, 231 st. near Washington Circle. Rev. Dr. Derries, 8 a. m. and 8 p. m.

ST. ANDREW'S, 11 and 12 sts. Rev. Dr. Derries, 8 a. m. and 8 p. m.

ST. THOMAS'S CHURCH, 18th st. near Dupont Circle. Rev. Dr. Derries, 8 a. m. and 8 p. m.

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